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FAIRCHILD SEMICONDUCTOR CORPORATION  
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10 UNITED STATES DISTRICT COURT  
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION  
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14 ALPHA & OMEGA SEMICONDUCTOR,  
15 INC., a California corporation; and  
16 ALPHA & OMEGA SEMICONDUCTOR,  
LTD., a Bermuda corporation,

17 Plaintiffs and Counterdefendants,

18 v.

19 FAIRCHILD SEMICONDUCTOR  
CORP., a Delaware corporation,

20 Defendant and Counterclaimant.  
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23  
24 AND RELATED COUNTERCLAIMS.  
25  
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Case No. C 07-2638 JSW (EDL)  
(Consolidated with Case No. C 07-2664 JSW)

**DECLARATION OF LEONARD J.  
AUGUSTINE, JR. IN SUPPORT OF  
ADMINISTRATIVE MOTION FOR AN  
ORDER PERMITTING THE FILING OF  
DOCUMENTS UNDER SEAL  
PURSUANT TO CIVIL L.R. 79-5(c)**

Date: September 16, 2008  
Time: 9:00 a.m.  
Courtroom: Courtroom E, 15th Floor

Hon. Elizabeth D. Laporte

1 I, Leonard J. Augustine, Jr., declare as follows:

2 1. I am an attorney and member in good standing of the State Bar of California and the  
3 Bar of this Court. I am an associate attorney in the law firm of Townsend and Townsend and Crew  
4 LLP ("Townsend"), counsel for Defendant Fairchild Semiconductor Corp. ("Fairchild"). I have  
5 personal knowledge of the matters stated, except where otherwise indicated, in this Declaration and  
6 could competently testify to them if I were called as a witness.

7 2. On August 2, 2007, the Court entered a Stipulated Protective Order [Docket No. 27] in  
8 this case.

9 3. On August 12, 2008, Fairchild lodged with the clerk "Confidential Exhibit 16" and  
10 "Confidential Exhibit 27" attached to the Declaration of Leonard J. Augustine, Jr. in Support of  
11 Fairchild Semiconductor Corporation's Motion to Compel Production of Documents.

12 4. Confidential Exhibit 16 and Confidential Exhibit 27 to the Declaration of Leonard J.  
13 Augustine, Jr. are sealable under the Court's Protective Order and Local Rules because the document  
14 contains information of Fairchild that: (1) is confidential; (2) has not been disclosed to the public; and  
15 (3) could, if disclosed to the general public, cause harm to Fairchild's competitive positions.  
16 Accordingly, Fairchild requests that the documents remain sealed.

17  
18 I declare under penalty of perjury under the laws of the United States that the foregoing is true  
19 and correct and that this Declaration was executed on August 12, 2008 at San Francisco, California.

20  
21 By: /s/ Leonard J. Augustine, Jr.  
22 Leonard J. Augustine, Jr.

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